

**No. 1**  
**STATE OF MICHIGAN**  
**JOURNAL**  
**OF THE**  
**House of Representatives**  
**89th Legislature**  
**REGULAR SESSION OF 1998**

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House Chamber, Lansing, Wednesday, January 14, 1998.

12:00 noon.

Pursuant to the requirements of the Constitution, the Representatives assembled in Representative Hall in the Capitol at Lansing on the second Wednesday in January, the 14th of January, 1998 at 12:00 o'clock noon, and were called to order by the Honorable Curtis D. Hertel, Speaker of the House of Representatives.

The Rev. Patrick A. Jennings, from Pilgrim Rest Baptist Church in Lansing, offered the following invocation:

“My people who are called by My name shall humble themselves and pray and seek my direction and forsake all the wickedness. Then, I will hear from My throne in heaven and forgive sin and solve problems. Every head bowed and every eye closed. Our Lord, our God, and our Father, the maker and creator of the ends of the earth. God all knowing, God all powerful, God wise and pernicious, we come seeking Your guidance, seeking Your direction, seeking Your wisdom. For the courage we need, supply it. For the wisdom we lack, provide it. For the love that must be possessed, give it. Father, we look to You and we lean on You for every decision that needs to be made. I pray that You will guide our every thought, our every word, and our every deed. Let Your presence fill this great chamber as we serve Your people by leadership. In the name of Jesus we pray, Amen.”

By the direction of the Speaker, the Clerk called the roll of the House of Representatives and announced that a quorum was present.

<b>District</b>	<b>Name</b>	<b>District</b>	<b>Name</b>
1st	Andrew C. Richner	56th	Lynn Owen
2nd	Curtis Hertel	57th	Tim Walberg
3rd	Mary Lou Parks—e/d/s	58th	Michael E. Nye
4th	Ed Vaughn	59th	Glenn Oxender
5th	Ted Wallace	60th	Ed LaForge
6th	Martha Scott	61st	Charles Perricone
7th	Raymond M. Murphy	62nd	Mark Schauer
8th	Ilona Varga	63rd	Donald H. Gilmer
9th	Kwame M. Kilpatrick	64th	Michael J. Griffin
10th	Samuel Buzz Thomas, III	65th	Clyde LeTarte
11th	Morris Hood, Jr.	66th	Judith L. Scranton
12th	Keith B. Stallworth	67th	Dan Gustafson
13th	Burton Leland	68th	Lingg Brewer
14th	Derrick Hale	69th	Lynne Martinez
15th	Agnes Dobronski	70th	Laura L. Baird
16th	Bob Brown	71st	Frank Fitzgerald
17th	Thomas Kelly	72nd	Mark C. Jansen
18th	Eileen DeHart	73rd	Jack Horton
19th	Lyn Bankes	74th	Ken Sikkema
20th	Gerald H. Law	75th	William R. Byl

21st	Deborah Whyman	76th	Thomas C. Mathieu
22nd	Raymond E. Basham	77th	Harold J. Voorhees, Sr.
23rd	George W. Mans—e/d/s	78th	Ron Jelinek
24th	Joseph Palamara—e/d/s	79th	Bob Brackenridge
25th	Gloria Schermesser	80th	James “Mick” Middaugh
26th	William J. Callahan	81st	Terry London
27th	Nick Ciaramitaro	82nd	Karen Willard
28th	Paul Wojno	83rd	Kim A. Rhead
29th	Dennis Olshove	84th	Michael Green
30th	Sue Rocca	85th	Clark A. Harder
31st	Sharon L. Gire	86th	Alan L. Cropsey
32nd	vacant	87th	Terry Geiger
33rd	Alvin H. Kukuk	88th	Patricia Birkholz
34th	John F. Freeman	89th	Jon Jellema
35th	David M. Gubow	90th	Jessie F. Dalman
36th	Nancy L. Quarles	91st	Paul T. Baade
37th	Andrew Raczkowski	92nd	James G. Agee—excused
38th	Nancy Cassis	93rd	Larry L. DeVuyst
39th	Barbara J. Dobb	94th	Michael J. Goschka
40th	Patricia Godchaux	95th	Michael Hanley
41st	Shirley Johnson	96th	A.T. Frank
42nd	Greg Kaza	97th	Howard Wetters—excused
43rd	Hubert Price, Jr.	98th	James McNutt
44th	David N. Galloway	99th	James McBryde
45th	Penny M. Crissman	100th	John T. Llewellyn
46th	Tom Middleton	101st	Bill Bobier
47th	Rose Bogardus	102nd	John Gernaat
48th	Vera B. Rison	103rd	Tom Alley
49th	Robert L. Emerson	104th	Michelle McManus
50th	Deborah Cherry	105th	Allen Lowe
51st	Candace A. Curtis	106th	Beverly A. Bodem
52nd	Mary Schroer	107th	Pat Gagliardi
53rd	Liz Brater	108th	David Anthony
54th	Kirk A. Profit—e/d/s	109th	Michael A. Prusi
55th	Beverly S. Hammerstrom	110th	Paul Tesanovich—excused

e/d/s = entered during session

Rep. Dobronski moved that Reps. Wetters, Agee and Tesanovich be excused from today’s session.  
The motion prevailed.

### Motions and Resolutions

Rep. Gagliardi moved that a respectful message be sent to the Senate requesting the return of **Senate Bill No. 717**.  
The motion prevailed.

By unanimous consent the House returned to the order of

### Messages from the Governor

December 29, 1997

Michigan House of Representatives  
State Capitol Building  
Lansing, Michigan 48913  
Ladies and Gentlemen:

Today I have vetoed and am returning to you herewith, Enrolled House Bills 4642 and 4643.

The Michigan sales tax is imposed upon sellers of tangible personal property for the privilege of making sales in the state, MCL 205.91 *et seq.* The use tax is imposed upon persons for the privilege of using, storing or consuming tangible personal property in the state, MCL 205.91 *et seq.* Michigan sales and use taxes are complementary and supplementary.

Enrolled House Bills 4642 and 4643 would provide a use and sales tax exemption, respectively, for natural gas sold and used to power engines operated to compress gas through a pipeline to an end source, the customer. Such natural gas is tangible personal property and is specifically sold and used to operate engines designed to transport the customer-owned natural gas. The taxation of natural gas and similar properties sold and used in the state has been a historical part of Michigan public policy. The taxation of the sale and use of compressor gas is no different.

The authority of the state to tax compressor gas used in interstate commerce was tested in Michigan courts over 20 years ago and found not to exist. However, the 1977 U.S. Supreme Court ruling in *Complete Auto Transit, Inc. v Brady* replaced the standard of authority for states to impose certain taxes on interstate commerce activity. As a result, the Michigan Court of Appeals in *Kellogg Company v Department of Treasury*, 1994, adopted the *Complete Auto Transit* standard.

The *Kellogg* opinion, by clarifying what is and what is not taxable in interstate commerce, effectively rules that compressor gas is taxable property. To allow special interest tax exemptions such as those sought for compressor gas in Enrolled House Bills 4642 and 4643 not only undermines significant judicial holding but also starts the state down a path that, if allowed, would invite other taxpayers to seek similar treatment.

For this reason, I am returning Enrolled House Bills 4642 and 4643 without signature.

Sincerely,  
John Engler  
Governor

The question being on the passage of the bills, the objections of the Governor to the contrary notwithstanding, Rep. Gagliardi moved that consideration of the bills be postponed for the day.

The motion prevailed.

By unanimous consent the House returned to the order of

#### Messages from the Senate

January 14, 1998

The Honorable Curtis Hertel  
Speaker of the House of Representatives  
Capitol Building  
Lansing, Michigan 48913

By direction of the Senate, I hereby notify you that a quorum of the Senate has assembled and is ready to proceed with the business of the session.

Very respectfully,  
Carol Morey Viventi, J.D.  
Secretary of the Senate

The Speaker laid before the House

#### House Bill No. 4045, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 3101 and 3112a (MCL 324.3101 and 324.3112a).

(The bill was received from the Senate on December 10, 1997, with substitute (S-5), title amendment and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 96, p. 2653.)

The question being on concurring in the adoption of the substitute (S-5) made to the bill by the Senate,

The substitute (S-5) was concurred in, a majority of the members serving voting therefor, by yeas and nays, as follows:

#### Roll Call No. 1

Yeas—101

Alley	Dobronski	Jellema	Perricone
Anthony	Emerson	Johnson	Price
Baade	Fitzgerald	Kaza	Prusi
Baird	Frank	Kelly	Quarles
Bankes	Freeman	Kilpatrick	Raczkowski
Basham	Gagliardi	Kukuk	Rhead

Birkholz	Galloway	LaForge	Richner
Bobier	Geiger	Law	Rison
Bodem	Gernaat	Leland	Rocca
Bogardus	Gilmer	LeTarte	Schauer
Brackenridge	Gire	Llewellyn	Schermesser
Brater	Godchaux	London	Schroer
Brewer	Goschka	Lowe	Scott
Brown	Green	Martinez	Scranton
Byl	Gubow	Mathieu	Sikkema
Callahan	Gustafson	McBryde	Stallworth
Cassis	Hale	McManus	Thomas
Cherry	Hammerstrom	McNutt	Varga
Ciaramitaro	Hanley	Middaugh	Vaughn
Crissman	Harder	Middleton	Voorhees
Cropsey	Hertel	Murphy	Walberg
Curtis	Hood	Nye	Wallace
Dalman	Horton	Olshove	Whyman
DeHart	Jansen	Owen	Willard
DeVuyst	Jelinek	Oxender	Wojno
Dobb			

**Nays—0**

In The Chair: Hertel

The House agreed to the title as amended.

Rep. Brater was named co-sponsor of the bill.

The bill was referred to the Clerk for enrollment printing and presentation to the Governor.

The Speaker laid before the House

**House Bill No. 4047, entitled**

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” (MCL 324.101 to 324.90106) by adding section 3112b.

(The bill was received from the Senate on December 10, 1997, with substitute (S-2), full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 96, p. 2653.)

The question being on concurring in the adoption of the substitute (S-2) made to the bill by the Senate,

The substitute (S-2) was concurred in, a majority of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 2****Yeas—100**

Alley	Dobb	Jelinek	Oxender
Anthony	Dobronski	Jellema	Perricone
Baade	Emerson	Johnson	Price
Baird	Fitzgerald	Kaza	Prusi
Bankes	Frank	Kelly	Quarles
Basham	Freeman	Kilpatrick	Raczkowski
Birkholz	Gagliardi	Kukuk	Rhead
Bobier	Galloway	LaForge	Rison
Bodem	Geiger	Law	Rocca
Bogardus	Gernaat	Leland	Schauer
Brackenridge	Gilmer	LeTarte	Schermesser

Brater	Gire	Llewellyn	Schroer
Brewer	Godchaux	London	Scott
Brown	Goschka	Lowe	Scranton
Byl	Green	Martinez	Sikkema
Callahan	Gubow	Mathieu	Stallworth
Cassis	Gustafson	McBryde	Thomas
Cherry	Hale	McManus	Varga
Ciaramitaro	Hammerstrom	McNutt	Vaughn
Crissman	Hanley	Middaugh	Voorhees
Cropsey	Harder	Middleton	Walberg
Curtis	Hertel	Murphy	Wallace
Dalman	Hood	Nye	Whyman
DeHart	Horton	Olshove	Willard
DeVuyst	Jansen	Owen	Wojno

**Nays—1**

Richner

In The Chair: Hertel

The House agreed to the full title.

Reps. Brater, Dalman, Gagliardi, LaForge, Llewellyn, Martinez, Perricone, Price, Schroer, Scott and Varga were named co-sponsors of the bill.

The bill was referred to the Clerk for enrollment printing and presentation to the Governor.

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Rep. Mans entered the House Chambers.

Rep. Profit entered the House Chambers.

The Speaker laid before the House

**House Bill No. 4635, entitled**

A bill to amend 1972 PA 222, entitled "An act to provide for an official personal identification card; to provide for its form, issuance and use; to provide for certain duties of the secretary of state; and to prescribe certain penalties for violations," by amending sections 2 and 3 (MCL 28.292 and 28.293), section 2 as amended by 1996 PA 204.

(The bill was received from the Senate on December 10, 1997, with amendments, immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 96, p. 2653.)

The question being on concurring in the adoption of the amendments made to the bill by the Senate,

The amendments were concurred in, a majority of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 3****Yeas—99**

Alley	Emerson	Johnson	Price
Anthony	Fitzgerald	Kaza	Profit
Baade	Frank	Kilpatrick	Prusi
Baird	Freeman	Kukuk	Quarles
Bankes	Gagliardi	LaForge	Rackowski
Basham	Galloway	Law	Rhead

Birkholz	Geiger	Leland	Richner
Bobier	Gernaat	LeTarte	Rocca
Bodem	Gilmer	Llewellyn	Schauer
Bogardus	Gire	London	Schermesser
Brackenridge	Godchaux	Lowe	Schroer
Brater	Goschka	Mans	Scott
Brewer	Green	Martinez	Scranton
Brown	Gubow	Mathieu	Sikkema
Byl	Gustafson	McBryde	Stallworth
Cherry	Hale	McManus	Thomas
Ciaramitaro	Hammerstrom	McNutt	Varga
Crissman	Hanley	Middaugh	Vaughn
Cropsey	Harder	Middleton	Voorhees
Curtis	Hertel	Murphy	Walberg
Dalman	Hood	Nye	Wallace
DeHart	Horton	Olshove	Whyman
DeVuyst	Jansen	Owen	Willard
Dobb	Jelinek	Oxender	Wojno
Dobronski	Jellema	Perricone	

**Nays—0**

In The Chair: Hertel

The bill was referred to the Clerk for enrollment printing and presentation to the Governor.

Rep. Palamara entered the House Chambers.

The Speaker laid before the House

**House Bill No. 5121, entitled**

A bill to amend 1986 PA 281, entitled "The local development financing act," by amending sections 2 and 11a (MCL 125.2152 and 125.2161a), section 2 as amended by 1996 PA 270 and section 11a as amended by 1996 PA 452.

(The bill was received from the Senate on December 10, 1997, with substitute (S-1), full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 96, p. 2655.)

The question being on concurring in the adoption of the substitute (S-1) made to the bill by the Senate,

The substitute (S-1) was concurred in, a majority of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 4****Yeas—103**

Alley	Dobronski	Kaza	Price
Anthony	Emerson	Kelly	Profit
Baade	Fitzgerald	Kilpatrick	Prusi
Baird	Frank	Kukuk	Quarles
Bankes	Freeman	LaForge	Raczkowski
Basham	Gagliardi	Law	Rhead
Birkholz	Galloway	Leland	Richner
Bobier	Geiger	LeTarte	Rison

Bodem	Gernaat	Llewellyn	Rocca
Bogardus	Gilmer	London	Schauer
Brackenridge	Gire	Lowe	Schermesser
Brater	Godchaux	Mans	Schroer
Brewer	Goschka	Martinez	Scott
Brown	Green	Mathieu	Scranton
Byl	Gubow	McBryde	Sikkema
Callahan	Gustafson	McManus	Stallworth
Cassis	Hale	McNutt	Thomas
Cherry	Hammerstrom	Middaugh	Varga
Ciaramitaro	Hanley	Middleton	Vaughn
Crissman	Harder	Murphy	Voorhees
Cropsey	Hertel	Nye	Walberg
Curtis	Horton	Olshove	Wallace
Dalman	Jansen	Owen	Whyman
DeHart	Jelinek	Oxender	Willard
DeVuyst	Jellema	Palamara	Wojno
Dobb	Johnson	Perricone	

### Nays—0

In The Chair: Hertel

The House agreed to the full title.

The bill was referred to the Clerk for enrollment printing and presentation to the Governor.

Rep. Parks entered the House Chambers.

### Second Reading of Bills

#### House Bill No. 4964, entitled

A bill to amend 1909 PA 279, entitled “The home rule city act,” by amending section 4i (MCL 117.4i), as amended by 1996 PA 179.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Local Government,

The substitute (H-1) was adopted, a majority of the members serving voting therefor.

Rep. Wallace moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed, a majority of the members voting therefor.

Rep. Gagliardi moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

### Third Reading of Bills

#### House Bill No. 4964, entitled

A bill to amend 1909 PA 279, entitled “The home rule city act,” by amending section 4i (MCL 117.4i), as amended by 1996 PA 179.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 5****Yeas—103**

Alley	Dobronski	Johnson	Perricone
Anthony	Emerson	Kaza	Price
Baade	Fitzgerald	Kelly	Profit
Baird	Frank	Kilpatrick	Prusi
Bankes	Freeman	Kukuk	Quarles
Basham	Gagliardi	LaForge	Raczkowski
Birkholz	Galloway	Law	Rhead
Bobier	Geiger	Leland	Richner
Bodem	Gernaat	LeTarte	Rocca
Bogardus	Gilmer	Llewellyn	Schauer
Brackenridge	Gire	London	Schermesser
Brater	Godchaux	Lowe	Schroer
Brewer	Goschka	Mans	Scott
Brown	Green	Martinez	Scranton
Byl	Gubow	Mathieu	Sikkema
Callahan	Gustafson	McBryde	Stallworth
Cassis	Hale	McManus	Thomas
Cherry	Hammerstrom	McNutt	Varga
Ciaramitaro	Hanley	Middaugh	Vaughn
Crissman	Harder	Middleton	Voorhees
Cropsey	Hertel	Murphy	Walberg
Curtis	Hood	Nye	Wallace
Dalman	Horton	Olshove	Whyman
DeHart	Jansen	Oxender	Willard
DeVuyst	Jelinek	Palamara	Wojno
Dobb	Jellema	Parks	

**Nays—0**

In The Chair: Hertel

The House agreed to the title of the bill.

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The Speaker called the Associate Speaker Pro Tempore to the Chair.

**Second Reading of Bills****House Bill No. 4965, entitled**

A bill to amend 1947 PA 359, entitled "The charter township act," by amending section 21 (MCL 42.21), as amended by 1996 PA 36.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Local Government,

The substitute (H-1) was adopted, a majority of the members serving voting therefor.

Rep. Profit moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed, a majority of the members voting therefor.

Rep. Gagliardi moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

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Rep. Gagliardi moved that Rep. Hertel be excused temporarily from today's session.  
The motion prevailed.



By unanimous consent the House returned to the order of  
**Third Reading of Bills**

**House Bill No. 4965, entitled**

A bill to amend 1947 PA 359, entitled "The charter township act," by amending section 21 (MCL 42.21), as amended by 1996 PA 36.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 6**

**Yeas—101**

Alley	Emerson	Kaza	Perricone
Anthony	Fitzgerald	Kelly	Price
Baade	Frank	Kilpatrick	Profit
Baird	Freeman	Kukuk	Prusi
Bankes	Gagliardi	LaForge	Quarles
Basham	Galloway	Law	Raczkowski
Birkholz	Geiger	Leland	Rhead
Bobier	Gernaat	LeTarte	Richner
Bodem	Gilmer	Llewellyn	Rison
Bogardus	Gire	London	Rocca
Brackenridge	Godchaux	Lowe	Schauer
Brater	Goschka	Mans	Schermesser
Brown	Green	Martinez	Schroer
Byl	Gubow	Mathieu	Scott
Callahan	Gustafson	McBryde	Scranton
Cassis	Hale	McManus	Stallworth
Cherry	Hammerstrom	McNutt	Thomas
Ciaramitaro	Hanley	Middaugh	Varga
Crissman	Harder	Murphy	Vaughn
Cropsey	Hood	Nye	Voorhees
Curtis	Horton	Olshove	Walberg
Dalman	Jansen	Owen	Wallace
DeHart	Jelinek	Oxender	Whyman
DeVuyst	Jellema	Palamara	Willard
Dobb	Johnson	Parks	Wojno
Dobronski			

**Nays—0**

In The Chair: Gire

The House agreed to the title of the bill.

**Second Reading of Bills**

**House Bill No. 4966, entitled**

A bill to amend 1945 PA 246, entitled "An act to authorize township boards to adopt ordinances and regulations to secure the public health, safety and general welfare; to provide for the establishment of a township police department; to provide for policing of townships by certain law enforcement officers and agencies; to provide for the publication of ordinances; to prescribe powers and duties of township boards and certain local and state officers and agencies; to provide sanctions; and to repeal all acts and parts of acts in conflict with the act," by amending section 3 (MCL 41.183), as amended by 1996 PA 34.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Local Government,

The substitute (H-1) was adopted, a majority of the members serving voting therefor.

Rep. Curtis moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed, a majority of the members voting therefor.

### House Bill No. 5252, entitled

A bill to amend 1933 PA 167, entitled "General sales tax act," (MCL 205.51 to 205.78) by adding section 4h.

The bill was read a second time.

Rep. Scranton moved to amend the bill as follows:

1. Amend page 1, line 4, after the first "OF" by striking out the balance of the line through "STATES" on line 5 and inserting "AN INDIVIDUAL".

The question being on the adoption of the amendment offered by Rep. Scranton,

Rep. Scranton demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Scranton,

The amendment was adopted, a majority of the members serving voting therefor, by yeas and nays, as follows:

### Roll Call No. 7

### Yeas—60

Bankes	Frank	Law	Palamara
Birkholz	Gagliardi	Leland	Perricone
Bobier	Galloway	Llewellyn	Rackowski
Bodem	Geiger	Lowe	Richner
Brackenridge	Gernaat	Mans	Rocca
Brewer	Godchaux	Mathieu	Schauer
Brown	Goschka	McBryde	Schermesser
Cassis	Green	McManus	Scranton
Crissman	Gustafson	McNutt	Sikkema
Cropsey	Hammerstrom	Middaugh	Varga
Curtis	Harder	Middleton	Voorhees
Dalman	Horton	Nye	Walberg
DeVuyst	Jansen	Olshove	Whyman
Dobb	Jelinek	Owen	Willard
Fitzgerald	Kukuk	Oxender	Wojno

### Nays—42

Alley	DeHart	Johnson	Price
Anthony	Dobronski	Kaza	Prusi
Baade	Emerson	Kelly	Quarles
Baird	Freeman	Kilpatrick	Rison
Basham	Gilmer	LaForge	Schroer
Bogardus	Gire	LeTarte	Scott
Brater	Gubow	London	Stallworth
Byl	Hale	Martinez	Thomas
Callahan	Hanley	Murphy	Vaughn
Cherry	Hood	Parks	Wallace
Ciaramitaro	Jellema		

In The Chair: Gire

Rep. London, having reserved the right to explain his nay vote, made the following statement:

"Mr. Speaker and members of the House:

This Bill was narrowly drafted to help veterans at the time of death by exempting sales tax on burial items. Additionally, Rep. Scranton's amendment would cost \$20,000,000 in state revenue."

Rep. Gilmer, having reserved the right to explain his nay vote, made the following statement:

“Mr. Speaker and members of the House:

I voted no on the Representative Scranton Amendment to HB 5252 because it could well cause a reduction of at least \$13 to \$15 per pupil for every public school student in this state.”

Rep. Gubow moved to amend the bill as follows:

1. Amend page 1, line 4, after “INDIVIDUAL” by inserting “WHO HAS AN ADJUSTED GROSS INCOME BELOW THE FEDERAL POVERTY LEVEL”.

The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

Rep. Alley moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed, a majority of the members voting therefor.

Rep. Gagliardi moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

### Third Reading of Bills

#### House Bill No. 5252, entitled

A bill to amend 1933 PA 167, entitled “General sales tax act,” (MCL 205.51 to 205.78) by adding section 4h.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

#### Roll Call No. 8

#### Yeas—104

Alley	Dobronski	Kaza	Perricone
Anthony	Emerson	Kelly	Price
Baade	Fitzgerald	Kilpatrick	Profit
Baird	Frank	Kukuk	Prusi
Bankes	Freeman	LaForge	Quarles
Basham	Gagliardi	Law	Raczkowski
Birkholz	Galloway	Leland	Rhead
Bobier	Geiger	LeTarte	Richner
Bodem	Gernaat	Llewellyn	Rison
Bogardus	Gilmer	London	Rocca
Brackenridge	Gire	Lowe	Schauer
Brater	Godchaux	Mans	Schermesser
Brewer	Goschka	Martinez	Schroer
Brown	Green	Mathieu	Scott
Byl	Gubow	McBryde	Scranton
Callahan	Gustafson	McManus	Sikkema
Cassis	Hale	McNutt	Stallworth
Cherry	Hammerstrom	Middaugh	Thomas
Ciaramitaro	Hanley	Middleton	Varga
Crissman	Harder	Murphy	Vaughn
Cropsey	Hood	Nye	Voorhees
Curtis	Horton	Olshove	Walberg
Dalman	Jansen	Owen	Wallace
DeHart	Jelinek	Oxender	Whyman
DeVuyst	Jellema	Palamara	Willard
Dobb	Johnson	Parks	Wojno

#### Nays—0

In The Chair: Gire

The House agreed to the title of the bill.  
Rep. Gagliardi moved that the bill be given immediate effect.  
The motion prevailed, 2/3 of the members serving voting therefor.

Rep. Wallace moved to reconsider the vote by which the House passed **House Bill No. 4964**.  
The question being on the motion by Rep. Wallace,  
Rep. Wallace moved that consideration of the motion be postponed for the day.  
The motion prevailed.

Rep. Wallace moved to reconsider the vote by which the House passed **House Bill No. 4965**.  
The question being on the motion by Rep. Wallace,  
Rep. Wallace moved that consideration of the motion be postponed for the day.  
The motion prevailed.

By unanimous consent the House returned to the order of  
**Messages from the Senate**

The Senate returned, in accordance with the request of the House  
**Senate Bill No. 717, entitled**  
A bill to amend 1933 PA 167, entitled "General sales tax act," by amending section 4g (MCL 205.54g), as amended by 1996 PA 576.

Rep. Gagliardi moved to reconsider the vote by which the House passed the bill.  
The question being on the motion by Rep. Gagliardi,  
Rep. Gagliardi moved that consideration of the motion be postponed for the day.  
The motion prevailed.

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Rep. Gagliardi moved to suspend that portion of Rule 44 requiring bills to be handed to the Clerk three hours prior to calling the House to order.  
The motion prevailed, 3/5 of the members present voting therefor.

Rep. Gagliardi moved that when the House adjourns today it stand adjourned until Tuesday, January 20 at 2:00 p.m.  
The motion prevailed.

Rep. Harder asked and obtained an excuse from Wednesday, January 21 session.

By unanimous consent the House returned to the order of  
**Motions and Resolutions**

Reps. Gagliardi and Gustafson offered the following resolution:  
**House Resolution No. 190.**

A resolution directing the Clerk to notify the Senate that the House of Representatives has assembled and is ready to proceed with the business of the session.

Resolved, That the Clerk of the House is hereby directed to notify the Senate that the House of Representatives has convened pursuant to the requirements of the Constitution and is ready to proceed with the business of the session.

Pending the reference of the resolution to a committee,

Rep. Gagliardi moved that Rule 77 be suspended and the resolution be considered at this time.

The motion prevailed, 3/5 of the members present voting therefor.

The question being on the adoption of the resolution,

The resolution was adopted, a majority of the members serving voting therefor.

Reps. Gagliardi and Gustafson offered the following resolution:

**House Resolution No. 191.**

A resolution directing the Clerk to notify the Governor that the House of Representatives has assembled and is ready to proceed with the business of the session.

Resolved, That the Clerk of the House is hereby directed to notify the Governor that the House of Representatives has convened pursuant to the requirements of the Constitution and is ready to proceed with the business of the session.

Pending the reference of the resolution to a committee,

Rep. Gagliardi moved that Rule 77 be suspended and the resolution be considered at this time.

The motion prevailed, 3/5 of the members present voting therefor.

The question being on the adoption of the resolution,

The resolution was adopted, a majority of the members serving voting therefor.

Reps. Wojno, Baade, Hanley, Hale, Kelly, DeHart, Schermesser, Varga, Richner, Dobronski, Voorhees, London, Green, Bankes, Freeman, Parks, Profit, Brater, Oxender, Gire, Kilpatrick, LaForge, Galloway, Goschka, Bodem, Murphy, Vaughn, Baird, Cherry, Raczkowski, Scott, Olshove and Ciaramitaro offered the following resolution:

**House Resolution No. 192.**

A resolution honoring Officer Robert Bonacorsi.

Whereas, In grateful recognition of his loyal service in protecting and defending the people of Warren, Robert Bonacorsi has been selected to receive this resolution for his outstanding act of bravery. On behalf of everyone who has benefited directly from the work of this outstanding law enforcement officer and the countless others who reap the rewards of his sacrifices, we offer our congratulations and thanks on this well-deserved acknowledgment of excellence; and

Whereas, Officer Bonacorsi recently demonstrated outstanding bravery and skill in negotiation to bring a suicidal young man back to safety. The 35 year-old Center Line man was distressed over his personal life and wanted to end his life by leaping off a freeway overpass. Officer Bonacorsi, along with Warren Police Department Chaplain Michael Kazer and Center Line Public Safety Officer Kurt Northrup, calmly negotiated with the man to convince him not to commit suicide. The honest and caring negotiating by Officer Bonacorsi helped to bring the young man back to safety; and

Whereas, Few professions hold more responsibility and danger than police work. While this has always been the case, the increasing presence of drugs and violence in our society has served to make this an even more difficult task in recent years. The most routine and seemingly innocent situation can quickly become a moment of terror. Each day, on each shift, the men and women who protect us cope with this pressure while maintaining the perspective that most people are law abiding, and most hold great respect for them; and

Whereas, This resolution demonstrates appreciation for outstanding bravery and all that Robert Bonacorsi has endured and contributed over the course of his career. It signifies a level of professionalism best appreciated by Robert Bonacorsi's fellow officers, who also draw strength from the high standards he has set and shares with the entire Warren Police Department; now, therefore, be it

Resolved by the House of Representatives, That this resolution is dedicated to salute Robert Bonacorsi as this devoted law enforcement professional is honored for outstanding bravery. May Robert Bonacorsi and his family always enjoy the security he has provided for many through his vocation; and be it further

Resolved, That a copy of this resolution be transmitted to Robert Bonacorsi and his family as a token of our highest esteem.

Pending the reference of the resolution to a committee,

Rep. Gagliardi moved that Rule 77 be suspended and the resolution be considered at this time.

The motion prevailed, 3/5 of the members present voting therefor.

The question being on the adoption of the resolution,

The resolution was adopted, a majority of the members serving voting therefor.

Reps. Wojno, Baade, Hanley, Hale, Kelly, DeHart, Schermesser, Varga, Richner, Dobronski, Voorhees, London, Green, Bankes, Freeman, Parks, Profit, Brater, Oxender, Gire, Kilpatrick, LaForge, Galloway, Goschka, Bodem, Murphy, Vaughn, Baird, Cherry, Raczkowski, Scott, Olshove and Ciaramitaro offered the following resolution:

**House Resolution No. 193.**

A resolution honoring Father Michael Kazer.

Whereas, It is a pleasure and a privilege to honor Father Michael Kazer of St. Anne Catholic Church in Warren, Michigan for his assistance to the Warren Police Department in helping to save a young man's life. Throughout his efforts as a police chaplain with the Warren Police Department, Father Kazer has been both a spiritual leader and friend to the officers and the community in which they serve; and

Whereas, As a police chaplain, Father Kazer is on call 24 hours a day. One of the duties of a police chaplain is to assist in crisis situations. On the morning of Tuesday, December 9, a 35 year-old man was straddling a freeway overpass, threatening to jump. The man was distressed over family problems and felt that suicide was his only option; and

Whereas, Patrol officers called in Officer Robert Bonacorsi, a trained negotiator, and Father Kazer. Joined by off-duty Center Line Public Safety Officer Kurt Northrup, the team of negotiators calmly talked to the man to try to convince him not to commit suicide. After more than three hours of tense negotiations, Father Kazer and the officers were able to establish the man's trust and he was returned to safety; and

Whereas, Armed only with his faith, Father Kazer is a great asset to the Warren Police Department and to the community. His love for the Lord and concern about his city have made him a most effective mediator in both crisis situations and everyday concerns. Father Kazer always has a sympathetic ear to listen to officers' concerns about their job or anything else; now, therefore, be it

Resolved by the House of Representatives, That this resolution be transmitted to honor Father Michael Kazer for his outstanding assistance to the Warren Police Department in helping to safely resolve a life-threatening situation. We are indeed grateful for his many contributions to the people of this state and most pleased that, of all the places in the world, he chose Michigan for his heavenly mission; and be it further

Resolved, That a copy of this resolution be transmitted to Father Michael Kazer as a token of our esteem.

Pending the reference of the resolution to a committee,

Rep. Gagliardi moved that Rule 77 be suspended and the resolution be considered at this time.

The motion prevailed, 3/5 of the members present voting therefor.

The question being on the adoption of the resolution,

The resolution was adopted, a majority of the members serving voting therefor.

Reps. Wojno, Baade, Hanley, Hale, Kelly, DeHart, Schermesser, Varga, Richner, Dobronski, Voorhees, London, Green, Bankes, Freeman, Parks, Profit, Brater, Oxender, Gire, Kilpatrick, LaForge, Galloway, Goschka, Bodem, Murphy, Vaughn, Baird, Cherry, Scott, Olshove and Ciaramitaro offered the following resolution:

**House Resolution No. 194.**

A resolution honoring Officer Kurt Northrup.

Whereas, In grateful recognition of his exceptional act of bravery in protecting and defending the people of Center Line, Kurt Northrup has been selected to receive this resolution from the State of Michigan. On behalf of everyone who has benefited directly from the work of this outstanding law enforcement officer and the countless others who reap the rewards of his sacrifices, we offer our congratulations and thanks on this well-deserved acknowledgment of excellence; and

Whereas, Center Line Public Safety Officer Kurt Northrup has developed a good rapport with the citizens of our community. Recently, his ability to handle tough, life-threatening situations proved instrumental in helping a suicidal young man to safety. The 35 year-old Center Line man was distressed over his personal life and wanted to end his life by leaping off a freeway overpass; and

Whereas, The combined efforts of the Center Line Department of Public Safety, The Warren Police Department, and the Michigan State Police helped to close part of the freeway. Officer Northrup was off duty and arrived to help assist with the negotiations. Since Officer Northrup knew the man from previous contacts, he was a trusting face which helped to convince the man not to commit suicide; and

Whereas, Few professions hold more responsibility and danger than police work. While this has always been the case, the increasing presence of drugs and violence in our society has served to make this an even more difficult task in recent years. The most routine and seemingly innocent situation can quickly become a moment of terror. Each day, on each shift, the men and women who protect us cope with this pressure while maintaining the perspective that most people are law abiding, and most hold great respect for them; and

Whereas, This resolution demonstrates appreciation for all that Kurt Northrup has endured and contributed over the course of his career. It also signifies a level of professionalism best appreciated by Kurt Northrup's fellow officers, who also draw strength from the high standards he has set and shares with the entire Center Line Police Department; now, therefore, be it

Resolved by the House of Representatives, That this resolution is dedicated to salute Kurt Northrup in appreciation for this outstanding act of bravery. We are proud to have such a devoted law enforcement professional working in our community. May Kurt Northrup and his family always enjoy the security he has provided for many through his vocation; and be it further

Resolved, That a copy of this resolution be transmitted to Kurt Northrup and his family as a token of our highest esteem.

Pending the reference of the resolution to a committee,

Rep. Gagliardi moved that Rule 77 be suspended and the resolution be considered at this time.

The motion prevailed, 3/5 of the members present voting therefor.

The question being on the adoption of the resolution,

The resolution was adopted, a majority of the members serving voting therefor.

Reps. Gustafson, Perricone, Gilmer, Hanley, Hale, Kelly, DeHart, Schermesser, Varga, Richner, Brackenridge, Crissman, Martinez, Dobronski, Voorhees, London, Horton, McBryde, Green, Fitzgerald, McNutt, Bankes, Cassis, Freeman, Parks, Profit, Brater, Oxender, Hammerstrom, Llewellyn, Gire, Dalman, Birkholz, Kilpatrick, Galloway, Goschka, Bodem, Vaughn, Baird, Cherry, Scott and Ciaramitaro offered the following resolution:

**House Resolution No. 195.**

A resolution honoring Virginia White upon her retirement.

Whereas, It is a great pleasure for the members of the Michigan House of Representatives to join in congratulating Virginia White upon her retirement after 25 years of service as the Meridian Township Clerk; and

Whereas, Virginia obviously cares about the people she serves and has worked diligently to help them. Her ability, commitment and integrity have been reflected in all of her endeavors throughout her 25 years as a Meridian Township elected official. She has made many sacrifices on behalf of the community, willingly and unselfishly. She has attended years of meetings, spent much time listening to the concerns of constituents and worked cooperatively with other government officials; and

Whereas, Virginia is dedicated to helping others to do their best. She wrote a manual entitled, "How to Write Your Own Election Procedures Book", which is used by many of her colleagues to help them better serve their constituents. She has also served her colleagues by helping to found the Michigan Clerks' Association, which named her "Clerk of the Year" in 1989. Virginia served as President of the Michigan Clerks' Association in 1993; and

Whereas, Her career has garnered her much recognition, Virginia has also derived a great fulfillment from her community leadership. Virginia was involved with Cub Scouts and served as a member of the PTA. She has been a very active member of the First Christian Church and has taught Sunday School and been involved in Church Women United. Virginia has been an active member of the Ingham County Republican Party and has served as a delegate to the Republican State Convention. She is currently serving the Ingham County Republican Party as the Chairwoman of the 8th Congressional District; and

Whereas, Virginia White has served as a role model to young women by proving at a young age that a woman can be a devoted wife and mother while serving her community as an elected official. Her patriotism and dedication to serving her community can also be seen as a model for all who read this document; now, therefore, be it

Resolved by the House of Representatives, That we congratulate Virginia White upon her retirement from 25 years of service as the Meridian Township Clerk; and be it further

Resolved, That a copy of this resolution be transmitted to Virginia White as evidence of our heartfelt congratulations.

Pending the reference of the resolution to a committee,

Rep. Gagliardi moved that Rule 77 be suspended and the resolution be considered at this time.

The motion prevailed, 3/5 of the members present voting therefor.

The question being on the adoption of the resolution,

The resolution was adopted, a majority of the members serving voting therefor.

Reps. Varga, Gilmer, Hanley, Hale, Kelly, Schermesser, Richner, Dobronski, Voorhees, McBryde, McNutt, Freeman, Parks, Hood, Profit, Brater, Gire, Kilpatrick, LaForge, Goschka, Murphy, Vaughn, Baird, Cherry, Raczkowski and Scott offered the following resolution:

**House Resolution No. 196.**

A resolution expressing the gratitude of Michigan residents to Service Corporation International (SCI) for sponsoring "SCI Escape School".

Whereas, Service Corporation International (SCI), the world's largest provider of funeral and burial services, began as a single funeral home more than 35 years ago in a rural community with heartfelt commitment to families; and

Whereas, SCI maintains that same commitment to the families of every community it serves; and

Whereas, SCI believes the children of those communities truly represent our best hopes for the future and recognizes the numerous dangers presented to our children such as drugs, disease, and abuse; and

Whereas, SCI has partnered with Bob Stuber, one of the nation's foremost experts on child abduction prevention, evasion and escape, to nationally sponsor Escape School; and

Whereas, During the week of January 19, 1998, thousands of Michiganders will attend and learn critical child safety methods from Escape School in Bay City, Essexville, Flint, Port Huron, Lansing, Kalamazoo, Grand Rapids, Jackson, Ann Arbor, White Lake Township, and Highland; now, therefore, be it

Resolved by the House of Representatives, That the Michigan House of Representatives, on behalf of every state resident, express our gratitude to Service Corporation International and its affiliated, locally managed funeral homes, for demonstrating their sincere and honorable commitment to Michigan families through high standards of service and sponsorship of Escape School programs; and be it further

Resolved, That copies of this resolution be transmitted to Service Corporation International and its 23 affiliated, locally managed funeral homes throughout the state as a token of our gratitude.

Pending the reference of the resolution to a committee,

Rep. Gagliardi moved that Rule 77 be suspended and the resolution be considered at this time.

The motion prevailed, 3/5 of the members present voting therefor.

The question being on the adoption of the resolution,

The resolution was adopted, a majority of the members serving voting therefor.

Reps. Palamara, Profit, Freeman, Mans, LaForge, Schroer, Brater, Parks, Murphy, Wojno, Hale, Schauer, Owen, Crissman, Brackenridge, Law, Hammerstrom, McManus, Whyman, Rhead, Basham, Horton, Gire, Goschka, Varga, Scranton, DeHart, Scott, Olshove, Green, Cassis, Raczkowski and Perricone offered the following resolution:

**House Resolution No. 197.**

A resolution to memorialize the Congress of the United States to enact legislation to prohibit the cloning of human beings.

Whereas, Rapid advancement in technology and science are bringing serious challenges to conventional thinking about humankind's ability to manipulate the most basic building blocks of life. As a result, we face critical decisions on central moral questions. The application of cloning technologies holds profound implications for our society and the entire world. The 1997 news of the cloned sheep in Scotland and the recent announcement by a Chicago scientist of plans to create a cloned human being demonstrate the urgency of addressing this issue; and

Whereas, In June 1997, the National Bioethics Advisory Commission issued a series of recommendations. This group of prominent scholars, scientists, and ethicists presented a unanimous finding that it is "...morally unacceptable for anyone to attempt to create a child" with the technology of cloning used to create the cloned sheep known as Dolly. The President has called for implementation of the commission's recommendation, particularly its call for the enactment of legislation to prohibit cloning of human life; and

Whereas, In response to the disturbing implications of creating human beings through cloning, nineteen European nations signed an agreement to prohibit the genetic reproduction of human beings. The international community expressed deep concerns over the moral issues and the scientific implications of possible effects on the character of the human species; now, therefore, be it

Resolved by the House of Representatives, That we memorialize the Congress of the United States to enact legislation to prohibit the cloning of human beings; and be it further

Resolved, That copies of this resolution be transmitted to the President of the United States Senate, the Speaker of the United States House of Representatives, and the members of the Michigan congressional delegation.

The resolution was referred to the Committee on Health Policy.

This resolution is offered to comply with Article V, Section 2 of the Constitution of the State of Michigan.

Reps. Murphy, Cherry, Rison, Bogardus, Prusi, Hanley and Price offered the following concurrent resolution:

**House Concurrent Resolution No. 79.**

A concurrent resolution to disapprove Executive Order 1997-18 on executive reorganization.

Whereas, On November 17, 1997, Governor Engler, pursuant to authority outlined in Article V, Section 2 of the Constitution of the State of Michigan, issued Executive Order 1997-18. This proposal on executive reorganization seeks to provide for changes in responsibilities within the Department of Consumer and Industry Services, the Michigan Jobs Commission, and the Michigan Employment Security Agency; and

Whereas, Article V, Section 2 of the Constitution of the State of Michigan also provides:

Where these changes require the force of law, they shall be set forth in executive orders and submitted to the legislature. Thereafter the legislature shall have 60 calendar days of a regular session, or a full regular session if of shorter duration, to disapprove each executive order. Unless disapproved in both houses by a resolution concurred in by a majority of the members elected to and serving in each house, each order shall become effective at a date thereafter to be designated by the governor.

; now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That the members of the Michigan Legislature, pursuant to Article V, Section 2 of the Constitution of the State of Michigan, disapprove Executive Order 1997-18; and be it further

Resolved, That a copy of this resolution be transmitted to the office of the Governor.

The concurrent resolution was referred to the Committee on Labor and Occupational Safety.

Reps. Palamara, Profit, Mans, LaForge, Schroer, Brater, Parks, Murphy, Wojno, Hale, Schauer, Owen, Crissman, Brackenridge, Law, Hammerstrom, McManus, Whyman, Rhead, Basham, Horton, Gire, DeHart, Goschka, Freeman, Varga, Scranton, Scott, Olshove, Green, Cassis, Raczkowski and Perricone offered the following concurrent resolution:

**House Concurrent Resolution No. 80.**

A concurrent resolution to memorialize the Congress of the United States to enact legislation to prohibit the cloning of human beings.

Whereas, Rapid advancement in technology and science are bringing serious challenges to conventional thinking about humankind's ability to manipulate the most basic building blocks of life. As a result, we face critical decisions on central moral questions. The application of cloning technologies holds profound implications for our society and the entire world. The 1997 news of the cloned sheep in Scotland and the recent announcement by a Chicago scientist of plans to create a cloned human being demonstrate the urgency of addressing this issue; and



Whereas, In June 1997, the National Bioethics Advisory Commission issued a series of recommendations. This group of prominent scholars, scientists, and ethicists presented a unanimous finding that it is "...morally unacceptable for anyone to attempt to create a child" with the technology of cloning used to create the cloned sheep known as Dolly. The President has called for implementation of the commission's recommendation, particularly its call for the enactment of legislation to prohibit cloning of human life; and

Whereas, In response to the disturbing implications of creating human beings through cloning, nineteen European nations signed an agreement to prohibit the genetic reproduction of human beings. The international community expressed deep concerns over the moral issues and the scientific implications of possible effects on the character of the human species; now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That we memorialize the Congress of the United States to enact legislation to prohibit the cloning of human beings; and be it further

Resolved, That copies of this resolution be transmitted to the President of the United States Senate, the Speaker of the United States House of Representatives, and the members of the Michigan congressional delegation.

The concurrent resolution was referred to the Committee on Health Policy.

### Messages from the Senate

#### Senate Bill No. 514, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending section 2213b (MCL 500.2213b), as added by 1996 PA 517.

The Senate has appointed Senator Shugars to replace Senator Schwarz as chair of the Conference Committee.

The Speaker appointed as conferees, on the part of the House of Representatives, Reps. Gubow, Basham, and Llewellyn.

The message was referred to the Clerk for record.

### Notices

#### Public Hearings

##### Committee on Tax Policy

Date: Monday, January 26, 1998

Time: 9:00 a.m.

Place: City Council Meeting Auditorium, Southfield Civic Center, 26000 Evergreen, Southfield, Michigan  
Rep. Profit  
Chair

Agenda: Focus on the Single Business Tax with emphasis upon its relationship to small business in Michigan and any/or all business properly before the committee

##### Committee on Urban Policy and Economic Development

Date: Monday, January 26, 1998

Time: 4:00 p.m.

Place: Kalamazoo County Building, 201 W. Kalamazoo Avenue, Kalamazoo, Michigan  
Rep. Hanley  
Chair

Agenda: To gather input for improving living conditions in the state's major cities and any/or all business properly before the committee

### Communications from State Officers

The following communications from the Auditor General were received and read:

January 5, 1998

Enclosed is a copy of the following audit report and/or executive digest:

Performance Audit of the Carson City Correctional Institutions:

Carson City Correction Facility and  
Carson City Correctional Facility and  
Carson City Temporary Facility

Department of Corrections

January 1998

January 5, 1998

Enclosed is a copy of the following audit report and/or executive digest:  
 Performance Audit of the Air Quality Division  
 Department of Environmental Quality  
 January 1998

Sincerely,  
 Thomas H. McTavish, C.P.A.  
 Auditor General

The communications were referred to the Clerk and the accompanying reports referred to the Committee on House Oversight and Ethics.

### Introduction of Bills

Rep. Scranton introduced

**House Bill No. 5440, entitled**

A bill to amend 1991 PA 179, entitled "Michigan telecommunications act," by amending sections 102, 207, 309, and 360 (MCL 484.2102, 484.2207, 484.2309, and 484.2360), sections 102 and 207 as amended and section 360 as added by 1995 PA 216.

The bill was read a first time by its title and referred to the Committee on Public Utilities.

Reps. Hanley, Schauer, Scott, Thomas, Wojno, Hale, Martinez, Price, DeHart, Prusi, Brewer, Vaughn, Kelly, LaForge, Brater, Leland, Profit, Bogardus, Parks, Mans, Gubow, Freeman, Jellema, Godchaux, Stallworth, Basham and Rison introduced

**House Bill No. 5441, entitled**

A bill to amend 1975 PA 228, entitled "Single business tax act," (MCL 208.1 to 208.145) by adding section 39c.

The bill was read a first time by its title and referred to the Committee on Tax Policy.

Reps. Hanley, Schauer, Scott, Thomas, Stallworth, Wojno, Hale, Martinez, Price, DeHart, Prusi, Brewer, Vaughn, Kelly, LaForge, Brater, Leland, Profit, Bogardus, Parks, Mans, Gubow, Freeman, Jellema, Godchaux, Basham and Rison introduced

**House Bill No. 5442, entitled**

A bill to amend 1966 PA 346, entitled "State housing development authority act of 1966," (MCL 125.1401 to 125.1499c) by amending the title, as amended by 1984 PA 215, and by adding chapter 3a.

The bill was read a first time by its title and referred to the Committee on Urban Policy and Economic Development.

Reps. Hanley, Schauer, Scott, Thomas, Wojno, Hale, Martinez, Price, DeHart, Prusi, Brewer, Vaughn, Kelly, LaForge, Brater, Profit, Bogardus, Parks, Mans, Freeman, Gubow, Jellema, Godchaux, Stallworth, Basham, Leland and Rison introduced

**House Bill No. 5443, entitled**

A bill to establish the Michigan affordable housing fund in the department of treasury; to provide for the administration of the fund; to provide for the deposit of certain money in that fund; to provide for the distribution of the money in that fund and to limit the use of the money in that fund; and to prescribe the powers and duties of certain state officials.

The bill was read a first time by its title and referred to the Committee on Urban Policy and Economic Development.

Reps. Kaza, Voorhees and Kukuk introduced

**House Bill No. 5444, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1164.

The bill was read a first time by its title and referred to the Committee on Education.

Reps. Hale, Wallace, Schermesser, Wojno, Bogardus, Vaughn, Hanley, DeHart, Callahan, Leland, Hood, Goschka, Price, Prusi, Scott, Murphy, Basham, Willard, Tesanovich, Scranton, Baade, Mans, Rison, Emerson, Griffin, Dobronski, Olshove, Cherry, Kelly, Thomas, Varga and Parks introduced

**House Bill No. 5445, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending sections 356a, 412, 413, 415, 416, and 535a (MCL 750.356a, 750.412, 750.413, 750.415, 750.416, and 750.535a), section 535a as amended by 1988 PA 140, and by adding sections 535c and 535d.

The bill was read a first time by its title and referred to the Committee on Judiciary.

Reps. Hale, Wallace, Schermesser, Hood, Bogardus, Goschka, Wojno, Price, Prusi, Rison, Scott, Murphy, Vaughn, Basham, Willard, Tesanovich, DeHart, Baade, Emerson, Griffin, Dobronski, Olshove, Curtis, Cherry, Kelly, Varga and Parks introduced

**House Bill No. 5446, entitled**

A bill to amend 1936 (Ex Sess) PA 1, entitled "Michigan employment security act," by amending section 29 (MCL 421.29), as amended by 1995 PA 25.

The bill was read a first time by its title and referred to the Committee on Labor and Occupational Safety.

Reps. Hale, Wallace, Schermesser, Wojno, Hanley, Vaughn, DeHart, Callahan, Leland, Hood, Goschka, Price, Prusi, Rison, Murphy, Basham, Willard, Tesanovich, Scranton, Baade, Emerson, Mans, Griffin, Dobronski, Olshove, Cherry, Kelly and Varga introduced

**House Bill No. 5447, entitled**

A bill to amend 1974 PA 300, entitled "Motor vehicle service and repair act," by amending section 22 (MCL 257.1322), as amended by 1988 PA 254.

The bill was read a first time by its title and referred to the Committee on Transportation.

Reps. Hale, Wallace, Schermesser, Wojno, Bogardus, Hanley, Vaughn, DeHart, Callahan, Leland, Hood, Goschka, Price, Prusi, Rison, Scott, Murphy, Basham, Willard, Tesanovich, Scranton, Baade, Mans, Emerson, Griffin, Dobronski, Olshove, Cherry, Kelly, Thomas, Varga and Parks introduced

**House Bill No. 5448, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 535a (MCL 750.535a), as amended by 1988 PA 140.

The bill was read a first time by its title and referred to the Committee on Judiciary.

Reps. Law, Palamara and Varga introduced

**House Bill No. 5449, entitled**

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," (MCL 500.100 to 500.8302) by adding section 3406j.

The bill was read a first time by its title and referred to the Committee on Insurance.

Reps. Law, Palamara and Varga introduced

**House Bill No. 5450, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 21053d.

The bill was read a first time by its title and referred to the Committee on Insurance.

Reps. Law, Palamara and Varga introduced

**House Bill No. 5451, entitled**

A bill to amend 1980 PA 350, entitled "The nonprofit health care corporation reform act," (MCL 550.1101 to 550.1704) by adding section 415a.

The bill was read a first time by its title and referred to the Committee on Insurance.

Reps. Olshove, Martinez, Baird, Hale, Harder, Brewer, Curtis, Schauer, Goschka and Baade introduced

**House Bill No. 5452, entitled**

A bill to amend 1939 PA 280, entitled "The social welfare act," (MCL 400.1 to 400.119b) by adding section 110a.

The bill was read a first time by its title and referred to the Committee on Human Services and Children.

Reps. Olshove, Martinez, Baird, Hale, Callahan, Harder, Brewer, Curtis, Schauer, Goschka and Baade introduced

**House Bill No. 5453, entitled**

A bill to amend 1939 PA 280, entitled "The social welfare act," by amending section 107 (MCL 400.107) and by adding sections 107a and 107b.

The bill was read a first time by its title and referred to the Committee on Human Services and Children.

Reps. Olshove, Martinez, Baird, Hale, Harder, Schauer and Baade introduced

**House Bill No. 5454, entitled**

A bill to amend 1939 PA 280, entitled "The social welfare act," by amending section 107 (MCL 400.107).  
The bill was read a first time by its title and referred to the Committee on Human Services and Children.

Reps. Freeman, Profit, Brater, Gire, Vaughn, Scott, Hale, Griffin, Tesanovich, Cherry, Wetters, Jaye, Kaza, Richner, Anthony and Raczkowski introduced

**House Bill No. 5455, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 5901, 5902, 5903, 5904, 5905, 5906, 5907, and 5908 (MCL 324.5901, 324.5902, 324.5903, 324.5904, 324.5905, 324.5906, 324.5907, and 324.5908), as added by 1995 PA 60.

The bill was read a first time by its title and referred to the Committee on Conservation, Environment and Recreation.

Reps. Freeman, Profit, Brater, Gire, Vaughn, Scott, Hale, Griffin, Tesanovich, Cherry, Anthony, Jaye, Kaza, Richner, Wetters and Raczkowski introduced

**House Bill No. 5456, entitled**

A bill to amend 1975 PA 228, entitled "Single business tax act," (MCL 208.1 to 208.145) by adding section 39c.  
The bill was read a first time by its title and referred to the Committee on Tax Policy.

Reps. Freeman, Profit, Brater, Gire, Vaughn, Scott, Hale, Griffin, Tesanovich, Cherry, Anthony, Jaye, Kaza, Richner, Wetters and Raczkowski introduced

**House Bill No. 5457, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 3701, 3702, 3703, 3704, 3705, 3706, 3707, and 3708 (MCL 324.3701, 324.3702, 324.3703, 324.3704, 324.3705, 324.3706, 324.3707, and 324.3708), as added by 1995 PA 60.

The bill was read a first time by its title and referred to the Committee on Conservation, Environment and Recreation.

Rep. Brewer introduced

**House Bill No. 5458, entitled**

A bill to amend 1943 PA 240, entitled "State employees' retirement act," by amending sections 21, 22, 23, 24, 25, 27, 33, and 34 (MCL 38.21, 38.22, 38.23, 38.24, 38.25, 38.27, 38.33, and 38.34), section 22 as amended by 1987 PA 57, sections 23 and 27 as amended by 1987 PA 241, and section 25 as amended by 1986 PA 1, and by adding section 35.

The bill was read a first time by its title and referred to the Committee on Public Retirement.

Rep. Hammerstrom introduced

**House Bill No. 5459, entitled**

A bill to grant certain rights to an individual with regard to his or her genetic composition; to provide certain protections for those rights; and to create a civil cause of action.

The bill was read a first time by its title and referred to the Committee on Health Policy.

Rep. Hammerstrom introduced

**House Bill No. 5460, entitled**

A bill to amend 1980 PA 350, entitled "The nonprofit health care corporation reform act," (MCL 550.1101 to 550.1704) by adding section 418.

The bill was read a first time by its title and referred to the Committee on Insurance.

Rep. Hammerstrom introduced

**House Bill No. 5461, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 21052a.

The bill was read a first time by its title and referred to the Committee on Insurance.

Rep. Hammerstrom introduced

**House Bill No. 5462, entitled**

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," (MCL 500.100 to 500.8302) by adding sections 2027a and 3406j.

The bill was read a first time by its title and referred to the Committee on Insurance.

Rep. Scranton introduced

**House Bill No. 5463, entitled**

A bill to amend 1933 (Ex Sess) PA 8, entitled "The Michigan liquor control act," by amending section 33b (MCL 436.33b), as amended by 1996 PA 492.

The bill was read a first time by its title and referred to the Committee on Judiciary.

Rep. Scranton introduced

**House Bill No. 5464, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 319 (MCL 257.319), as amended by 1996 PA 587.

The bill was read a first time by its title and referred to the Committee on Judiciary.

Rep. Wetters introduced

**House Bill No. 5465, entitled**

A bill to amend 1947 PA 359, entitled "The charter township act," by amending section 31 (MCL 42.31).

The bill was read a first time by its title and referred to the Committee on Tax Policy.

Rep. Dobb introduced

**House Bill No. 5466, entitled**

A bill to amend 1905 PA 157, entitled "An act to provide for the acquisition, maintenance, management, and control of township parks, resorts, bathing beaches, and places of recreation; to provide for the creation of a township park commission; to provide for a board of commissioners to provide for the issuance of bonds and the levy of taxes; to provide for the transfer of certain real property for parks; to authorize cities and villages to appropriate money for park purposes; to provide for the acquisition, construction, and use of wharves, piers, docks, and landing places in townships; and to provide the powers and duties of certain local units of government and certain officials," by amending section 6 (MCL 41.426), as added by 1989 PA 79.

The bill was read a first time by its title and referred to the Committee on Local Government.

Rep. Scranton introduced

**House Bill No. 5467, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 30 (MCL 206.30), as amended by 1997 PA 86; and to repeal acts and parts of acts.

The bill was read a first time by its title and referred to the Committee on Tax Policy.

Reps. Hale, Kelly, Wallace, Hanley, Bogardus, Thomas, Schermesser, Willard, Curtis, Harder, Griffin, Scott, Vaughn, DeHart, Varga and Price introduced

**House Bill No. 5468, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 249, 254, and 303 (MCL 257.249, 257.254, and 257.303[1]), section 249 as amended by 1993 PA 300, section 254 as amended by 1990 PA 98, and section 303 as amended by 1996 PA 587, and by adding section 254a.

The bill was read a first time by its title and referred to the Committee on Transportation.

Rep. Middaugh introduced

**House Bill No. 5469, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 80152 (MCL 324.80152), as added by 1995 PA 58.

The bill was read a first time by its title and referred to the Committee on Conservation, Environment and Recreation.

Reps. Owen, Brackenridge and Bobier introduced

**House Bill No. 5470, entitled**

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending sections 2a and 34c (MCL 211.2a and 211.34c), section 2a as amended by 1982 PA 539 and section 34c as amended by 1994 PA 476; and to repeal acts and parts of acts.

The bill was read a first time by its title and referred to the Committee on Tax Policy.

Reps. Owen, Freeman, Gubow, Mathieu, Price, Gire, Willard, London, Gagliardi, Baade, McNutt, Cropsey, Geiger, Schermesser, Schroer, LaForge and Emerson introduced

**House Bill No. 5471, entitled**

A bill to amend 1982 PA 302, entitled "An act to create the Michigan justice training commission and the Michigan justice training fund; to provide the powers and duties of certain state agencies; to provide for the distribution and expenditure of funds; and to provide for the promulgation of rules," by amending section 2 (MCL 18.422), as amended by 1989 PA 158.

The bill was read a first time by its title and referred to the Committee on Judiciary.

Reps. Baird, Brater, Hanley, Gubow, Martinez, Ciaramitaro and Dobronski introduced

**House Bill No. 5472, entitled**

A bill to amend 1974 PA 258, entitled "Mental health code," by amending section 706a (MCL 330.1706a), as added by 1995 PA 290.

The bill was read a first time by its title and referred to the Committee on Mental Health.

Reps. Prusi, Gagliardi, Anthony, Lowe, Bobier and Bodem introduced

**House Bill No. 5473, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 82126 (MCL 324.82126), as amended by 1996 PA 500.

The bill was read a first time by its title and referred to the Committee on Conservation, Environment and Recreation.

Reps. Wallace, Vaughn, Hanley, Hale, Dobronski, LaForge, Freeman, Emerson, Gubow, Martinez, Leland, Thomas, Kilpatrick, Parks, Murphy and Hood introduced

**House Bill No. 5474, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by amending the title and sections 16221 and 16226 (MCL 333.16221 and 333.16226), the title as amended by 1994 PA 170 and sections 16221 and 16226 as amended by 1996 PA 273, and by adding part 56b; and to repeal acts and parts of acts.

The bill was read a first time by its title and referred to the Committee on Judiciary.

Reps. Mans, Palamara, Profit, LaForge, Schroer, Brater, Parks, Murphy, Wojno, Hale, Schauer, Owen, Crissman, Brackenridge, Law, Hammerstrom, McManus, Whyman, Rhead, McNutt, Basham, Horton, Gire, Goschka, Olshove, Freeman, Varga, Scranton, DeHart, Scott, Green, Raczkowski and Perricone introduced

**House Bill No. 5475, entitled**

A bill to prohibit the expenditure of state funds to conduct or to support research on the cloning of human beings.

The bill was read a first time by its title and referred to the Committee on Health Policy.

Reps. Cherry, Kelly and Gire introduced

**House Bill No. 5476, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," by amending sections 1531 and 1532 (MCL 380.1531 and 380.1532), as amended by 1995 PA 289.

The bill was read a first time by its title and referred to the Committee on Education.

Reps. Dobronski, Wallace, Hale, Schermesser, Richner, DeHart, McBryde, Scott, Baird, Hanley, Goschka, Harder and Raczkowski introduced

**House Bill No. 5477, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 215 (MCL 750.215), as amended by 1991 PA 145.

The bill was read a first time by its title and referred to the Committee on Judiciary.

Reps. Dalman, McBryde, Birkholz, Jellema, Voorhees, Hammerstrom, Oxender, Gilmer, Fitzgerald, Goschka, Rhead, Gernaat, McNutt and Llewellyn introduced

**House Bill No. 5478, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding sections 1307 and 1308.

The bill was read a first time by its title and referred to the Committee on Education.

Reps. Rhead, McBryde, Birkholz, Voorhees, Hammerstrom, Gilmer, Johnson, Dalman, Oxender, Gernaat, Fitzgerald, Goschka, McNutt and Llewellyn introduced

**House Bill No. 5479, entitled**

A bill to require institutions of higher education to prepare and distribute certain reports to certain persons and state agencies; and to provide certain powers and duties of certain state agencies and officials.

The bill was read a first time by its title and referred to the Committee on Colleges and Universities.

Rep. Profit introduced

**House Bill No. 5480, entitled**

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 7cc (MCL 211.7cc), as amended by 1996 PA 476.

The bill was read a first time by its title and referred to the Committee on Tax Policy.

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Rep. McNutt moved that the House adjourn.

The motion prevailed, the time being 3:20 p.m.

The Associate Speaker Pro Tempore declared the House adjourned until Tuesday, January 20, at 2:00 p.m.

MARY KAY SCULLION  
Clerk of the House of Representatives.

